

**encore®****VIA FACSIMILE @571 273-0140**

February 21, 2006

Mail Stop Assignment Recordation Services  
Director of the USPTO  
PO Box 1450  
Alexandria VA 22313-1450

Re: Recordation of Assignment - patents

Dear Sir or Madam:

On December 6, 2005, we mailed a patent recordation form cover sheet (and original patent assignment) related to assignments from Encore Medical, L.P. to Encore Medical IHC, Inc. Today, we faxed a patent recordation form cover sheet and patent assignments related to the assignment from Encore Medical IHC, Inc. to Encore Medical Asset Corporation. Please record these documents in the date order filed. In order words, the assignment submitted with the recordation cover sheet dated November 22, 2005, must be recorded **PRIOR** in time to the assignment recordation cover sheet dated February 21, 2006, as they pertain to the same patents.

Thank you for your assistance in this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,

  
Janet A. Garcia, CP  
Certified Paralegal

enclosures

ENCORE MEDICAL, L.P.

9000 METRIC BOULEVARD • AUSTIN, TEXAS 78758 • USA • PHONE: 512-832-9500 • FAX: 512-834-6300

## RECORDATION FORM COVER SHEET

Attorney Docket No 59150-8033

## PATENTS ONLY

To the Honorable Assistant Commissioner for Patents: Please record the attached original documents or copy thereof

1. Name of conveying party:  Insu Peter LEE Tomihisa OTA  Add'l names of conveying parties attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		2. Name/address of receiving parties:  KYOWA ENGINEERING CO., LTD. 1-6-17, Kudanminami Chiyoda-ku Tokyo 102-0074 JAPAN
3. Nature of conveyance:  <input checked="" type="checkbox"/> An Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Other <input type="checkbox"/> Change of Name <input type="checkbox"/> Reassignment		Add'l names of receiving parties attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
4. Date of execution: <u>August 9, 2005.</u>		
5. Application number(s) and/or patent number(s): If this document is being filed with a new application, the date of signature by the first named inventor was: _____.		
A. Patent Application No. (s)  <u>10/519,971 filed 12/30/2004</u>		B. Patent No. (s)
Additional numbers attached: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
6. Name and address of party to whom correspondence concerning document should be mailed:  Perkins Coie LLP P.O. Box 2168 Palo Alto, CA 94026 (650) 838-4300		7. Total No. of applications and patents involved:  <u>one (1)</u>
8. Total fee (37 CFR §3.41): <u>\$40.00</u>  <input checked="" type="checkbox"/> Enclosed is a check including the amount due. Please charge Deposit Account No. 50-2207 for any deficiency.		
Total number of pages, including cover sheet, attachments and document: 4		
DO NOT USE THIS SPACE		
10. Statement and signature:  To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.		
Jacqueline F. Mahoney Name of Person Signing	 Signature	9/21/05 Date

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: LEE and OTA

APPLICATION No.: 10/519.971

FILED: December 30, 2004

FOR: AGARICUS EXTRACT FOR PREVENTING THE INDUCTION OR  
METASTASIS OF CANCER

EXAMINER: UNKNOWN

ART UNIT: UNKNOWN

CONF. NO: UNKNOWN

Power of Attorney by Assignee and Certification Under 37 CFR § 3.73(b)

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, the undersigned, acting on behalf of the Assignee of fifty percent (50%) of the entire right, title and interest in the above-identified patent application, by virtue of an Assignment filed concurrently herewith, appoint the attorneys and agents listed below to prosecute this application and transact all business with the U.S. Patent and Trademark Office in connection therewith. This appointment is to the exclusion of the inventor(s) and their attorney(s) and agent(s) in accordance with the provisions of 37 C.F.R. § 3.71.

All prior powers of attorney for this application are hereby revoked. The Assignee hereby appoints all attorneys and agents associated with Customer No. 22918.

Direct all telephone calls to Jacqueline F. Mahoney at (650) 838-4410.  
Address all correspondence to:

Customer No. 22918

Perkins Coie LLP  
P.O. Box 2168  
Menlo Park, California 94026

In accordance with 37 C.F.R. § 3.73(b), I hereby certify that I am empowered to act on behalf of the Assignee. To the best of my knowledge and belief, title is in the Assignee, as evidenced by the Assignment noted above.

I further declare that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, USC § 1001 and that such willful false statements may jeopardize the validity of this application or any patent resulting therefrom.

ASSIGNEE: SUNDORY CO., LTD.

Signature: Miyuki Kawamura

Typed Name: Miyuki Kawamura

Title: The president

Date: August 18, 2005

Address: 6-964, Nakamozucho, Sakai-shi, Osaka 591-8023, JP

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REVOCATION OF POWER OF  
ATTORNEY WITH  
NEW POWER OF ATTORNEY  
AND  
CHANGE OF CORRESPONDENCE ADDRESS**

Application Number	10/730,137
Filing Date	12/09/2003
First Named Inventor	Daniel Gelbart
Art Unit	
Examiner Name	
Attorney Docket Number	91496MGB

I hereby revoke all previous powers of attorney given in the above-identified application.

A Power of Attorney is submitted herewith.

**OR**

I hereby appoint the practitioners associated with the Customer Number: 01333

Please change the correspondence address for the above-identified application to:

The address associated with  
Customer Number: 01333

**OR**

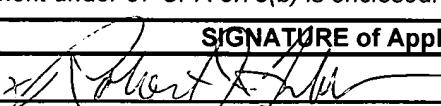
<input type="checkbox"/> Firm or Individual Name			
Address			
City	State	Zip	
Country			
Telephone	Email		

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Signature			
Name	Robert J. Tubbs, VicePresident, Kodak Graphic Communications Canada Company		
Date	3/7/06	Telephone	203-845-7106

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of 2 forms are submitted.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Kodak Graphic Communications Canada CompanyApplication No./Patent No./Control No.: 10/730,137 Filed/Issue Date: 12/09/2003Entitled: METHOD FOR AUTOMATED PLATEMAKING

Kodak Graphic Communications Canada Company, a Nova Scotia Company  
 (Name of Assignee) (Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1.  the assignee of the entire right, title, and interest;
2.  an assignee of less than the entire right, title and interest  
 (The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached.

OR

B.  A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

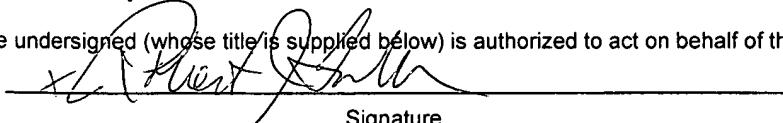
1. From: Daniel Gelbart To: Creo Inc.  
 The document was recorded in the United States Patent and Trademark Office at Reel 014874, Frame 327, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
 The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
 The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



Signature

Robert J. Tubbs,

Printed or Typed Name

3/7/06

Date

203-845-7106

Telephone Number

VicePresident, Kodak Graphic Communications Canada Company  
 Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Nova Scotia

## CERTIFICATE OF AMALGAMATION

Companies Act

Registry Number

3106673

I hereby certify that

3101446 NOVA SCOTIA COMPANY

CREO INC.

having entered into an amalgamation subsequently approved by Order of the Supreme Court of Nova Scotia, have amalgamated and the name of the amalgamated company is:

KODAK GRAPHIC COMMUNICATIONS CANADA COMPANY

and the amalgamation is approved by the Registrar of Joint Stock Companies effective this date and the liability of the members is unlimited.

*Karen Richard*

Deputy Registrar of Joint Stock Companies

October 1, 2005

Date of Amalgamation